

1
2
3
4
5
6
7 UNITED STATES DISTRICT COURT
8 FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE

9 ROBERT BOULE,

10 Plaintiff,

11 v.

12 ERIK EGBERT and JANE DOE EGBERT
13 and their marital community,

14 Defendants.

No. C17-106 RSM

STIPULATED MOTION AND ORDER TO
EXTEND INITIAL SCHEDULING
DEADLINES

15
16 **STIPULATED MOTION**

17 The parties jointly request that the Court extend by 30 days the deadlines for the
18 FRCP 26(f) Conference, Initial Disclosures, and Joint Status Report and Discovery Plan
outlined in the Court's May 1, 2017, Order (Dkt. # 9).

19 Service of process on a federal officer sued in an individual capacity requires service
20 on the officer, the Attorney General's Office, and the local United States Attorney's Office.
21 See FRCP 4(i). In this case, the last of these three steps was accomplished on April 19, 2016.
22 (See Dkt. # 10-1.) As a result, Border Patrol Agent Erik Egbert's deadline to answer the
23 Complaint is June 19. See FRCP 12(a)(3) (providing federal officers 60 days to answer).

24 The Initial Scheduling Order (Dkt. # 9), however, requires the parties to submit a
25 Joint Status Report and Discovery Plan and exchange Initial Disclosures before Agent
26

STIPULATED MOTION AND ORDER TO EXTEND INITIAL
SCHEDULING DEADLINES (No. 2:17-cv-00106-RSM) - 1

LAW OFFICES OF
MILLS MEYERS SWARTLING P.S.
1000 SECOND AVENUE, 30TH FLOOR
SEATTLE, WASHINGTON 98104
TELEPHONE (206) 382-1000
FACSIMILE (206) 386-7343

1 Egbert's Answer is due. The current schedule would also allow the parties to commence
2 discovery before the Answer is filed.

3 Since Agent Egbert's Answer—which may contain counterclaims—will clarify the
4 issues and help define the scope of necessary disclosures and discovery, it would be much
5 more efficient to postpone the initial deadlines until after the Answer is due.

6 Accordingly, good cause having been shown, the parties request the Court extend the
7 deadlines in the Initial Scheduling Order (Dkt. # 9) by 30 days as outlined below.

	Current Deadline	Proposed Deadline
Deadline for FRCP 26(f) Conference:	5/30/2017	6/29/2017
Initial Disclosures Pursuant to FRCP 26(a)(1) Due:	6/5/2017	7/5/2017
Combined Joint Status Report and Discovery Plan as Required by FRCP 26(f) and Local Civil Rule 26(f) Due:	6/12/2017	7/12/2017

15 DATED: May 18, 2017

16 //

17 //

18 //

19 //

20 //

21 //

22 //

1 PAUKERT & TROPPMANN, PLLC
2 Attorneys for Plaintiff

MILLS MEYERS SWARTLING P.S.
Attorneys for Agent Erik Egbert

3 By: s/ Breean L. Beggs per 5/17/17
4 e-mail authority
5 Breean L. Beggs, WSBA No. 20795
6 Paukert & Troppmann, PLLC
7 522 W Riverside Ave, Ste 560
8 Spokane, WA 99201
9 Telephone: (509) 232-7760
10 Fax: (509) 232-7762
11 E-mail: bbeggs@pt-law.com

By: s/Nikki C. Carsley
Geoffrey Grindeland, WSBA No. 35798
Nikki C. Carsley, WSBA No. 46650
Mills Meyers Swartling P.S.
1000 2nd Avenue, 30th Floor
Seattle, WA 98104
Telephone: (206) 382-1000
Fax: (206) 386-7343
E-mail: ggrindeland@millsmeyers.com
ncarsley@millsmeyers.com

11 **ORDER**

12 Based on the foregoing stipulation, IT IS SO ORDERED this 18th day of May 2017.

13 

14 RICARDO S. MARTINEZ
15 CHIEF UNITED STATES DISTRICT JUDGE
16
17
18
19
20
21
22
23
24
25
26